

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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GLOBAL ENERGY AND MANAGEMENT, LLC, :

Plaintiff, :

-against- :

XETHANOL CORPORATION, CHRISTOPHER :
D'ARNAUD-TAYLOR, JEFFERY LANGBERG, :
LAWRENCE S. BELLONE, LOUIS B. BERNSTEIN, :
DAVID AMES, THOMAS J. ENDRES, ROBIN :
BULLER, DAVID KREITZER and JOHN MURPHY, :

Defendants. :
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No. 07-CV-11049 (NRB)

**STIPULATION
AND ORDER**

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned counsel that the motion of Defendant Xethanol Corporation to dismiss the Third Amended Complaint will be briefed, filed and served on the following schedule:

Defendant's Motion: on or before June 26, 2008;

Plaintiff's Opposition: on or before July 17, 2008;

Defendant's Reply: on or before July 31, 2008.

Dated: May 22, 2008

PADUANO & WEINTRAUB LLP

By: 

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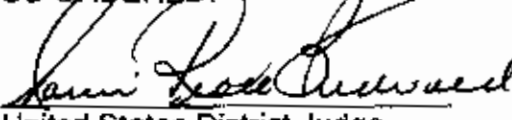
ROBERT A. VORT, LLC

By: 

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Attorney for Plaintiff
Global Energy and Management, LLC

SO ORDERED:


United States District Judge

5/23/08